



24 NOV 2008

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Robert D Atkins
Quarles & Brady Streich Lang
One Renaissance Square
Two North Central Avenue
Phoenix AZ 85004

In re Application of	:	
KEIM et al.	:	NOTIFICATION
Application No.: 10/531,159	:	
PCT No.: PCT/US03/32887	:	
Int. Filing Date: 14 October 2003	:	
Priority Date: 11 October 2002	:	
Attorney's Docket No.: 112624.00029	:	
For: MOLECULAR SIGNATURE AND ASSAY	:	
FOR FLUOROQUINOLINE RESISTANCE IN	:	
BACILLUS ANTHRACIS	:	

This notification is in response to applicants' submission filed on 28 July 2008.

BACKGROUND

On 14 October 2003, applicants filed international application PCT/US03/32887, which designated the U.S. and claimed a priority date of 11 October 2002. A copy of the international application was communicated to the USPTO from the International Bureau on 02 December 2004. The thirty-month period for paying the basic national fee in the United States expired at midnight on 11 April 2005 (29 January 2005 being a Saturday).

On 12 April 2005, applicants filed a submission for entry into the national stage in the United States which was accompanied by, *inter alia*, the U.S. Basic National Fee and a declaration of inventors.

On 08 January 2008, after numerous renewed petitions under 37 CFR 1.10(d), applicants filed a petition under 37 CFR 1.137(b).

On 27 May 2008, a decision was mailed granting applicants' petition under 37 CFR 1.137(b). The decision also indicated that the declaration of inventors filed 12 April 2005 was not in compliance with 37 CFR 1.497(a)-(b) because it executed an incorrect application, was an improper composite declaration, and contained non-initialed alterations.

On 28 July 2008, applicants filed the instant submission which includes a new declaration of inventors.

DISCUSSION

The declarations of inventors filed 28 July 2008 is in compliance with 37 CFR 1.497(a)-(b).

CONCLUSION

This application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations to continue national stage processing of the application.

/Daniel Stemmer/

Daniel Stemmer
Legal Examiner
PCT Legal Affairs
Office of Patent Cooperation Treaty
Legal Administration
Telephone: (571) 272-3301
Facsimile: (571) 273-0459